

**EXPEDITED PROCEDURE**  
**Examining Group Number 3739**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: David Francischelli et al. Examiner: Michael F. Peffley  
Serial No.: 10/056,806 Group Art Unit: 3739  
Filed: January 25, 2002 Docket No.: M190.135.101  
Due Date: October 18, 2003  
Title: SYSTEM AND METHOD OF PERFORMING AN ELECTROSURGICAL  
PROCEDURE

**CERTIFICATE OF TELEFACSIMILE TRANSMISSION**

Mail Stop AAF  
Commissioner for Patents  
P.O. Box 1450  
Alexandra, VA 22313-1450

Examiner Michael Peffley  
Fax No.: (703) 305-3590

Sir:

I certify that the following papers are being telefacsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

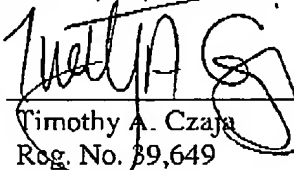
1. Amendment (14 pgs.).

Respectfully submitted,

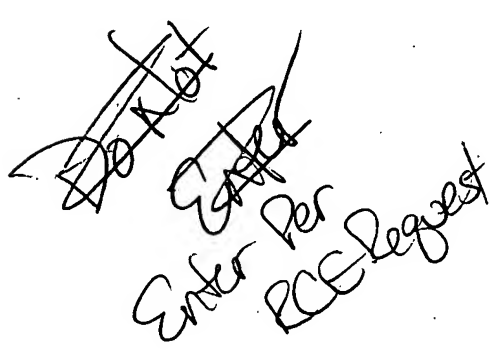
David Francischelli et al.,

By their attorneys,

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|             |   |                 |                    |
|-------------|---|-----------------|--------------------|
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**AMENDMENT AND RESPONSE UNDER 37 C.F.R. 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

This Amendment is responsive to the Final Office Action mailed August 18, 2003.

Please amend the above-identified patent application as follows:

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